

**** NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 161-5(b) and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

AGENDA

CITY COUNTY COUNCIL

AND THE

INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION

SPECIAL SERVICE DISTRICT COUNCILS

December 13, 2004

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Schneider**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNAL – November 15, 2004**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 757, 2004 (Special Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Boyd, Gray and Cockrum

REFERRED TO: Committee of the Whole

DIGEST: recognizes West Indy's 6th Annual Steak n Shake's Breakfast with Santa

PROPOSAL NO. 758, 2004 (Special Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Cain, Borst, Bradford, Cockrum, Day, Keller, Langsford, McWhirter, Pfisterer, Plowman, Randolph, Salisbury, Schneider and Speedy

REFERRED TO: Committee of the Whole

DIGEST: recognizes the Salvation Army of Indianapolis

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 759, 2004 (Special Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Schneider

REFERRED TO: Committee of the Whole

DIGEST: recognizes Marion County Treasurer Gregory N. Jordan

PROPOSAL NO. 798, 2004 (Special Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Committee of the Whole

DIGEST: recognizes Maribeth Smith, President of Maribeth Smith and Associates, as one of two organizers of the 2004 National League of Cities' Congress of Cities in Indianapolis

PROPOSAL NO. 713, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: reappoints John Thompson to the City-County Administrative Board

COMMITTEE ACTION:

12/07/2004 Do Pass 5-0

PROPOSAL NO. 714, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: reappoints Jackie Nytes to the Audit Committee

COMMITTEE ACTION:

12/07/2004 Do Pass 4-0

PROPOSAL NO. 715, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: reappoints Steven Ajamie to the County Property Tax Assessment Board of Appeals

COMMITTEE ACTION:

12/07/2004 Do Pass 5-0

PROPOSAL NO. 717, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Municipal Corporations Committee

DIGEST: reappoints Rozelle Boyd to the Capital Improvement Board

COMMITTEE ACTION:

11/29/2004 Do Pass As Amended 7-0

PROPOSAL NO. 718, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Parks and Recreation Committee

DIGEST: reappoints Rick Cockrum to the Board of Parks and Recreation

COMMITTEE ACTION:

11/18/2004 Do Pass 7-0

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 719, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Parks and Recreation Committee

DIGEST: reappoints Emily Nichols to the Board of Parks and Recreation

COMMITTEE ACTION:

11/18/2004 Do Pass 7-0

PROPOSAL NO. 722, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reappoints Kim Robinson to the Public Safety Board

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 723, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reappoints David Certo to the Citizens Police Complaint Board

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 725, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Works Committee

DIGEST: reappoints Al Finnell to the Board of Public Works

COMMITTEE ACTION:

12/09/2004 Do Pass 5-0

PROPOSAL NO. 726, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Works Committee

DIGEST: reappoints Sue Schalk to the Board of Public Works

COMMITTEE ACTION:

12/09/2004 Do Pass 5-0

PROPOSAL NO. 727, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: reappoints Belle Choate to the Alcoholic Beverage Board of Marion County

COMMITTEE ACTION:

11/16/2004 Do Pass 7-0

PROPOSAL NO. 728, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Economic Development Committee

DIGEST: reappoints William Oliver to the Urban Enterprise Association

COMMITTEE ACTION:

12/13/2004 _____

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 729, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Amy Kotzbauer to the Metropolitan Board of Zoning Appeals, Division I

COMMITTEE ACTION:

11/22/2004 Do Pass 5-0

PROPOSAL NO. 730, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Steven Badger to the Metropolitan Board of Zoning Appeals, Division I

COMMITTEE ACTION:

11/22/2004 Do Pass 5-0

PROPOSAL NO. 731, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Joanna Taft to the Metropolitan Board of Zoning Appeals, Division II

COMMITTEE ACTION:

11/22/2004 Do Pass 5-0

PROPOSAL NO. 733, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Brian Murphy to the Metropolitan Development Commission

COMMITTEE ACTION:

11/22/2004 Do Pass 5-0

PROPOSAL NO. 734, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Robert Kennedy to the Metropolitan Development Commission

COMMITTEE ACTION:

11/22/2004 Do Pass 5-0

PROPOSAL NO. 735, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Steve Stolen to the Metropolitan Development Commission

COMMITTEE ACTION:

11/22/2004 Do Pass 5-0

PROPOSAL NO. 736, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Municipal Corporations Committee

DIGEST: reappoints Robert Pfeifer to the Health and Hospital Corporation Board of Trustees

COMMITTEE ACTION:

11/29/2004 Do Pass 7-0

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 738, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reappoints Jon M. Bailey to the Marion County Public Defender Board

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 739, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reappoints Virginia D. McCarty to the Marion County Public Defender Board

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 740, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: reappoints Frank Anderson to the Information Technology Board

COMMITTEE ACTION:

12/07/2004 Do Pass 5-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 743, 2004 (General Ordinance)

INTRODUCED: 12/13/2004 BY: Councillors Salisbury and Talley

REFERRED TO: Administration and Finance Committee

DIGEST: creates a nonreverting fund to be known as the "Delinquent Business Personal Property Settlement Fund"

PROPOSAL NO. 744, 2004 (Special Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Moriarty Adams

REFERRED TO: Administration and Finance Committee

DIGEST: determines the need to lease approximately 5,400 square feet of office space at 5617-5629 West 73rd Street for the use of the Marion County Sheriff's Department

PROPOSAL NO. 745, 2004 (Special Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Keller and Borst

REFERRED TO: Administration and Finance Committee

DIGEST: determines the need to lease approximately 12,130 square feet of space at 908-928 Virginia Avenue for use by the Marion Superior Court

PROPOSAL NO. 746, 2004 (Fiscal Ordinance)

INTRODUCED: 12/13/2004 BY: Councillors Moriarty Adams and Talley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$131,996 in the 2004 Budget of the Marion County Sheriff (State and Federal Grants Fund) for a one-time reimbursement for nine (9) officers assigned to the Indianapolis, Metropolitan Gang Safe Streets Task Force, funded by a grant from Federal Bureau of Investigation

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 747, 2004 (Fiscal Ordinance)

INTRODUCED: 12/13/2004 BY: Councillors Moriarty Adams and Talley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$105,000 in the 2004 Budget of the Marion County Sheriff (State and Federal Grants Fund) to hire deputies, pay overtime and purchase law enforcement equipment, funded by a Federal Law Enforcement Block Grant #8

PROPOSAL NO. 748, 2004 (Fiscal Ordinance)

INTRODUCED: 12/13/2004 BY: Councillors Moriarty Adams and Talley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$17,993 in the 2004 Budget of the Marion County Sheriff (State and Federal Grants Fund) to reimburse one Officer assigned to the Drug Enforcement Administration and overtime for Safe Street Task Force, funded by a grant from the Drug Enforcement Administration and the Federal Bureau of Investigation

PROPOSAL NO. 749, 2004 (Fiscal Ordinance)

INTRODUCED: 12/13/2004 BY: Councillors Moriarty Adams and Talley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$29,333 in the 2004 Budget of the Marion County Sheriff (State and Federal Grants Fund) for a one-time reimbursement for two (2) officers assigned to the Indianapolis Violent Crimes Major Incident Safe Streets Task Force, funded by a grant from the Federal Bureau of Investigation

PROPOSAL NO. 750, 2004 (Fiscal Ordinance)

INTRODUCED: 12/13/2004 BY: Councillor McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$63,053 in the 2004 budget of the Marion Superior Court, Juvenile Division (State and Federal Grants Fund) to transfer money between characters to use the remaining funds, funding from Juvenile Accountability Incentive Block Grant #5

PROPOSAL NO. 751, 2004 (Fiscal Ordinance)

INTRODUCED: 12/13/2004 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$70,000 in the 2004 Budget of the Public Defender Agency (County General Fund) to transfer Character 01 funds to Character 03 to pay expenses for contractual attorneys

PROPOSAL NO. 752, 2004 (General Ordinance)

INTRODUCED: 12/13/2004 BY: Councillor Mahern

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on Meridian Street near Bluff Avenue

PROPOSAL NO. 753, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Gibson, Pfisterer and Cockrum

REFERRED TO: Rules and Public Policy Committee

DIGEST: approves the Mayor's establishment of a charter school, "Decatur Discovery Academy" by issuing a charter to Decatur Discovery Academy, Inc.

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 754, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Gibson and Pfisterer

REFERRED TO: Rules and Public Policy Committee

DIGEST: approves the Mayor's establishment of a charter school, "Mozel Sanders Academy" by issuing a charter to Mozel Sanders Academy, Inc.

PROPOSAL NO. 755, 2004 (General Ordinance)

INTRODUCED: 12/13/2004 BY: Councillor Moriarty Adams

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code with regards to NCAA events and the sale of tickets for such events

PROPOSAL NO. 756, 2004 (General Ordinance)

INTRODUCED: 12/13/2004 BY: Councillors Boyd, Gray and Sanders

REFERRED TO: Community Affairs Committee

DIGEST: amends the Code establishing a Marion County Early Intervention Planning Council

PROPOSAL NO. 760, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Rules and Public Policy Committee

DIGEST: approves the Mayor's appointment of Carolyn M. Coleman as the Deputy Mayor for Neighborhoods

PROPOSAL NO. 761, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Rules and Public Policy Committee

DIGEST: approves the Mayor's appointment of Jane Henegar as the Deputy Mayor for Policy

PROPOSAL NO. 762, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Rules and Public Policy Committee

DIGEST: approves the Mayor's appointment of Melina Maniatis Kennedy as the Deputy Mayor for Economic Development

PROPOSAL NO. 763, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Administration and Finance Committee

DIGEST: approves the Mayor's appointment of Brenda L. Burke as the Director of the Department of Administration

PROPOSAL NO. 764, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Parks and Recreation Committee

DIGEST: approves the Mayor's appointment of Joseph L.B. Wynns as the Director of the Department of Parks and Recreation

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 765, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the Mayor's appointment of Robert B. Turner as the Director of the Department of Public Safety

PROPOSAL NO. 766, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Public Works Committee

DIGEST: approves the Mayor's appointment of James A. Garrard as the Director of the Department of Public Works

PROPOSAL NO. 767, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Boyd

REFERRED TO: Metropolitan Development Committee

DIGEST: approves the Mayor's appointment of Maury Plambeck as the Director of the Department of Metropolitan Development

PROPOSAL NO. 768, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Brown

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Lakesa Jackson to the Citizens Advisory Committee for Warren Township Comprehensive Plan

PROPOSAL NO. 769, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Langsford and Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Sharon Tobard to the Citizens Advisory Committee for Warren Township Comprehensive Plan

PROPOSAL NO. 770, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Franklin

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints James Rogers to the Citizens Advisory Committee for Lawrence Township Comprehensive Plan

PROPOSAL NO. 771, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Cain and Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Ken Pendleton to the Citizens Advisory Committee for Lawrence Township Comprehensive Plan

PROPOSAL NO. 772, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Cockrum and Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Sue Ellen Collins to the Citizens Advisory Committee for Decatur Township Comprehensive Plan

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 773, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Gray and Bowes

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Dr. Craig Johnson to the Citizens Advisory Committee for Pike Township Comprehensive Plan

PROPOSAL NO. 774, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Matt Klein to the Citizens Advisory Committee for Pike Township Comprehensive Plan

PROPOSAL NO. 775, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Boyd, Gray and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Katherine Caldwell Kennedy to the Citizens Advisory Committee for Franklin Township Comprehensive Plan

PROPOSAL NO. 776, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Plowman

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Cathy Burton to the Citizens Advisory Committee for Franklin Township Comprehensive Plan

PROPOSAL NO. 777, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillor Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Alan Retherford to the Citizens Advisory Committee for Franklin Township Comprehensive Plan

PROPOSAL NO. 778, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Abdullah, Boyd, Gray, and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Doris A. McNeill to the Citizens Advisory Committee for Wayne Township Comprehensive Plan

PROPOSAL NO. 779, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Borst and McWhirter

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Pam Sheeds to the Citizens Advisory Committee for Wayne Township Comprehensive Plan

PROPOSAL NO. 780, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Boyd, Gray, Nytes, and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Jay VanSanten to the Citizens Advisory Committee for Center Township Comprehensive Plan

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 781, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Borst and Keller

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Jonathan Elrod to the Citizens Advisory Committee for Center Township Comprehensive Plan

PROPOSAL NO. 782, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Boyd, Gray and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Amber Watkins to the Citizens Advisory Committee for Perry Township Comprehensive Plan

PROPOSAL NO. 783, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Borst, Cockrum and Day

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints John Braun to the Citizens Advisory Committee for Perry Township Comprehensive Plan

PROPOSAL NO. 784, 2004 (Council Resolution)

INTRODUCED: 12/13/2004 BY: Councillors Boyd, Gray and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Francette Calvin to the Citizens Advisory Committee for Washington Township Comprehensive Plan

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 785-790, 2004 (Rezoning Ordinance)

INTRODUCED: 12/13/2004 BY: Councillor Talley

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on November 5, 2004

PROPOSAL NO. 791, 2004 (Rezoning Ordinance)

INTRODUCED: 12/13/2004 BY: Councillor Talley

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on November 5, 2004

PROPOSAL NOS. 792-796, 2004 (Rezoning Ordinance)

INTRODUCED: 12/13/2004 BY: Councillor Talley

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on November 5, 2004

PROPOSAL NO. 797, 2004 (Rezoning Ordinance)

INTRODUCED: 12/13/2004 BY: Councillor Talley

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on November 5, 2004

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 628, 2004 (Fiscal Ordinance)

INTRODUCED: 10/25/2004 BY: Councillors Gray and Cockrum

REFERRED TO: Parks and Recreation Committee

DIGEST: approves an increase of \$30,090 in the 2004 Budget of the Department of Parks and Recreation (Non-Lapsing Federal Grants Fund) to fund Kindergarten before and after school programs at Indianapolis Public School (IPS) #82, Christian Park Elementary, financed by a grant from the United States Department of Education

COMMITTEE ACTION:

11/18/2004 Do Pass 7-0

PROPOSAL NO. 659, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillors Nytes and McWhirter

REFERRED TO: Administration and Finance Committee

DIGEST: approves temporary tax anticipation borrowing for the City of Indianapolis

COMMITTEE ACTION:

12/07/2004 Do Pass 5-0

PROPOSAL NO. 660, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillors Nytes and McWhirter

REFERRED TO: Administration and Finance Committee

DIGEST: approves temporary tax anticipation borrowing for Marion County

COMMITTEE ACTION:

12/07/2004 Do Pass 5-0

PROPOSAL NO. 662, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillors Moriarty Adams and Talley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$315,650 in the 2004 Budget of the Marion County Sheriff (County General Fund) to fund the cost of prisoner beds at Jail II (CCA), funded by a inter-local agreement between the Marion County Prosecutor and the Marion Superior Court which dedicates increased traffic fines to the County General Fund to pay for jail beds at CCA

COMMITTEE ACTION:

12/08/2004 Do Pass 6-0

PROPOSAL NO. 663, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillors Moriarty Adams and Talley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$76,594 in the 2004 budget of the Marion County Sheriff (County General Fund) to assign three Building Deputies, armed and uniformed to provide security service for the courts

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 664, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$25,000 in the 2004 Budget of Marion County Prosecutor (State and Federal Grants Fund) to fund salary, fringes, supplies and printing for the Southside Umbrella Management Organization Conflict Resolution Emphasis position, funded by a grant from the U.S. Department of Justice, Executive Weed & Seed Office

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 666, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$389,623 in the 2004 Budget of Marion County Prosecutor (State and Federal Grants Fund) to hire three juvenile prosecutors, one paralegal, partial salaries and fringes for Community Prosecution Division, training, computers, software to enhance adjudication of cases involving violent offenders to include juvenile offenders, funded by a grant from Local Law Enforcement Block Grant 8, from the U.S. Department for Justice

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 667, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$27,500 in the 2004 Budget of Marion County Prosecutor (State and Federal Grants Fund) to fund Big City-County Seat Belt Enforcement by local law enforcement agencies, funded by a grant from Indiana Criminal Justice Institute through the U.S. Department of Transportation and the National Highway Traffic Safety Administration

COMMITTEE ACTION:

11/17/2004 Do Pass 6-1

PROPOSAL NO. 668, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$347,540 in the 2004 Budget of Marion County Prosecutor (State and Federal Grants Fund) to fund Community Prosecution Division salaries, fringes and printing, funded by a grant from Byrne Memorial Fund, Indiana Criminal Justice Institute

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 673, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$64,742 in the 2004 Budget of Marion County Community Corrections (State and Federal Grants Fund) to transfer carryover grant money fiscal year 02-03 to fiscal year 04-05 for the Community Transition Program and Re-entry Court, funded by a grant from the Department of Correction

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 674, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$1,206,078 in the 2004 Budget of Marion County Community Corrections (Home Detention User Fee Fund) to fund the second six months, fiscal year 2004/2005, of the Home Detention Program

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 246, 2004 (General Ordinance)

INTRODUCED: 04/26/2004 BY: Councillors Boyd and Bowes

REFERRED TO: Rules and Public Policy Committee

DIGEST: permits county constitutional officeholders to serve on the Information Technology Board by annual proxy

COMMITTEE ACTION:

11/16/2004 Do Pass 5-2

PROPOSAL NO. 658, 2004 (Special Resolution)

INTRODUCED: 11/15/2004 BY: Councillor Nytes

REFERRED TO: Metropolitan Development Committee

DIGEST: approves the amounts, locations and programmatic operation for each project to be funded from the Community Development Grant Funds for 2005

COMMITTEE ACTION:

11/22/2004 Do Pass 5-0

PROPOSAL NO. 661, 2004 (General Ordinance)

INTRODUCED: 11/15/2004 BY: Councillors Gray and Cockrum

REFERRED TO: Parks and Recreation Committee

DIGEST: clarifies the types of expenditures that can be made from the Department of Parks special recreation fund and to allow the fund to receive and hold private grant dollars and donations

COMMITTEE ACTION:

11/18/2004 Do Pass 7-0

PROPOSAL NO. 665, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$5,000 in the 2004 Budget of the Marion County Prosecutor (Deferral Fee Fund) from Character 03 to Character 01 to fund overtime salary and fringes for Marion County Sheriff's Deputies for Interstate/Aggressive Driving enforcement through December 2004

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 669, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Borst

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$13,000 in the 2004 Budget of the Marion Superior Court (State and Federal Grants Fund) to transfer excess fringe money to Character 03 due to an amendment sent to the Indiana Criminal Justice Institute

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 670, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Borst

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$1,157 in the 2004 Budget of the Marion Superior Court (State and Federal Grants Fund) to transfer excess fringe money to salaries, funded by a grant for Access Program for fiscal

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 671, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$8,401 in the 2004 Budget of the Marion County Justice Agency (Law Enforcement Equitable Share Fund) to transfer Character 02 money to Character 04 for the Marion County Prosecutor to purchase a color laser jet printer, two laptops and a video projector

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 672, 2004 (Fiscal Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$24,911 in the 2004 Budget of Marion County Community Corrections (State and Federal Grants Fund) to fund a one-time cost associated with starting a Re-entry Court, funded by a grant from the Department of Correction

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 675, 2004 (General Resolution)

INTRODUCED: 11/15/2004 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves certain public purpose grants totaling \$450,000 from the Drug Free Community Fund

COMMITTEE ACTION:

11/17/2004 Do Pass 7-0

PROPOSAL NO. 677, 2004 (General Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Abdullah

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on Pennsylvania Street between Ohio Street and New York Street (District 15)

COMMITTEE ACTION:

12/09/2004 Do Pass 5-0

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 678, 2004 (General Ordinance)
INTRODUCED: 11/15/2004 BY: Councillor Borst
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls for Orchard View Estates subdivision (District 23)
COMMITTEE ACTION:
12/09/2004 Do Pass 5-0

PROPOSAL NO. 679, 2004 (General Ordinance)
INTRODUCED: 11/15/2004 BY: Councillor Plowman
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls for Spring Lake subdivision, Section 1 (District 25)
COMMITTEE ACTION:
12/09/2004 Do Pass 5-0

PROPOSAL NO. 680, 2004 (General Ordinance)
INTRODUCED: 11/15/2004 BY: Councillor Plowman
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls for Emerson Woods subdivision (District 25)
COMMITTEE ACTION:
12/09/2004 Do Pass 5-0

PROPOSAL NO. 681, 2004 (General Ordinance)
INTRODUCED: 11/15/2004 BY: Councillor Salisbury
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls for Cameron Meadows subdivision, Sections 1 through 4 (District 13)
COMMITTEE ACTION:
12/09/2004 Do Pass 5-0

PROPOSAL NO. 682, 2004 (General Ordinance)
INTRODUCED: 11/15/2004 BY: Councillor Oliver
REFERRED TO: Public Works Committee
DIGEST: authorizes intersection controls for Munter Lane and Wallace Avenue (District 10)
COMMITTEE ACTION:
12/09/2004 Do Pass 5-0

PROPOSAL NO. 683, 2004 (General Ordinance)
INTRODUCED: 11/15/2004 BY: Councillor Bradford
REFERRED TO: Public Works Committee
DIGEST: authorizes a change in preferential streets at the intersection of 61st Street and Rosslyn Avenue (District 3)
COMMITTEE ACTION:
12/09/2004 Do Pass 5-0

PROPOSAL NO. 684, 2004 (General Ordinance)
INTRODUCED: 11/15/2004 BY: Councillor Franklin
REFERRED TO: Public Works Committee
DIGEST: authorizes a weight limit restriction on 71st Street between Hague Road and Fairwood Drive (District 12)
COMMITTEE ACTION:
12/09/2004 Do Pass 5-0

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 685, 2004 (General Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Langsford

REFERRED TO: Public Works Committee

DIGEST: authorizes a weight limit restriction on Beechwood Avenue between Franklin Road and Post Road (District 21)

COMMITTEE ACTION:

12/09/2004 Do Pass 5-0

PROPOSAL NO. 686, 2004 (General Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Abdullah

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on Illinois Street near New York Street (District 15)

COMMITTEE ACTION:

12/09/2004 Do Pass 5-0

PROPOSAL NO. 687, 2004 (General Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Borst

REFERRED TO: Public Works Committee

DIGEST: authorizes the lowering of the speed limit on Meridian Street from Hanna Avenue to Troy Avenue (District 23)

COMMITTEE ACTION:

12/09/2004 Do Pass 5-0

PROPOSAL NO. 689, 2004 (General Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Brown

REFERRED TO: Public Works Committee

DIGEST: authorizes the lowering of the speed limit on Sheffield Drive and Pawnee Drive (District 18)

COMMITTEE ACTION:

12/09/2004 Do Pass 5-0

PROPOSAL NO. 691, 2004 (Special Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Boyd

REFERRED TO: Rules and Public Policy Committee

DIGEST: approves the voluntary termination of the cable franchise agreement with TOTALink of Indiana, LLC, known as Utilicom of Indiana, LLC

COMMITTEE ACTION:

11/16/2004 Do Pass 7-0

XIV. NEW BUSINESS

XV. ANNOUNCEMENTS AND ADJOURNMENT

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Mr. President.

The President The Chair recognizes Councillor Borst.

The Councillor Mr. President, I have been asked to offer the following motion for adjournment:

by Councillors Mansfield, Pfisterer and Bowes in memory of Sergeant Morgan W. Strader.

by Councillors Mansfield and Langsford in memory of Lance Corporal James E. Swain.

by Councillor Randolph in memory of Luther "Red" Daniels

by Councillor Nytes in memory of Emile Godfrey.

by Councillor Oliver in memory of Robert A. Williamson, James Samuel Howard, Sr., and Victor Bonzair "Red" Boyd.

by Councillor Langsford in memory of Maureen Pettigrew, John Craig Hitner, and Sidney Fenstermaker.

by Councillor Gibson in memory of Ruth King Enders

by Councillor Gray in memory of William Lindsey and Lanny Williams.

Mr. President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

The President Thank you, Councillor Borst. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

XVI. PENDING PROPOSALS

PROPOSAL NO. 305, 2004 (Fiscal Ordinance)

INTRODUCED: 06/07/2004 BY: Councillors Moriarty Adams, Sanders, Boyd, Gray, Abdualлах, Bowes, Brown, Conley, Gibson, Mahern, Mansfield, Nytes, Oliver, Talley and Keller

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$1,000,000 in the 2004 Budget of the Marion County Sheriff's Department (County General Fund) to provide an additional appropriation due to fuel price increases

COMMITTEE ACTION:

07/19/2004 Returned to Committee

08/06/2004 Postpone until 9/22/2004 8-1

09/22/2004 Postpone until 10/27/2004 5-0

10/27/2004 Postpone until 11/17/2004 6-0

PROPOSAL NO. 452, 2004 (Special Resolution)

INTRODUCED: 08/02/2004 BY: Councillor Bradford

REFERRED TO: Rules and Public Policy Committee

DIGEST: requests that Mayor Bart Peterson, Public Safety Director Robert Turner, and Indianapolis Police Chief Jerry Barker close down known illegal gambling and after-hours clubs in the city of Indianapolis

COMMITTEE ACTION:

08/02/2004 Referred to Committee

08/24/2004 Do Pass 3-4 (Failed)

PROPOSAL NO. 484, 2004 (General Ordinance)

INTRODUCED: 08/23/2004 BY: Councillor Mansfield

REFERRED TO: Administration and Finance Committee

DIGEST: amends Sec. 291-112 of the Revised Code regarding the employee residence requirement

COMMITTEE ACTION:

09/21/2004 Tabled 6-0

PROPOSAL NO. 505, 2004 (General Ordinance)

INTRODUCED: 08/23/2004 BY: Councillors Franklin and Talley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Revised Code to add a new Sec. 451-6 to prohibit the sale and possession of a stun gun

COMMITTEE ACTION:

09/01/2004 Postpone until 9/22/2004 6-0

09/22/2004 Tabled 4-2

PROPOSAL NO. 558, 2004 (General Ordinance)

INTRODUCED: 09/13/2004 BY: Councillor Keller

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for Brookside Avenue and Steele Street (District 16)

COMMITTEE ACTION:

09/23/2004 Postpone until 10/14/2004 7-0

10/14/2004 Do Pass 3-4 (failed)

XVI. PENDING PROPOSALS

PROPOSAL NO. 559, 2004 (General Ordinance)

INTRODUCED: 09/13/2004 BY: Councillor Randolph

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for Westover Drive and 80th Street (District 1)

COMMITTEE ACTION:

09/23/2004 Postpone until 10/14/2004 7-0

10/14/2004 Postpone until 11/4/2004 7-0

11/04/2004 Tabled 5-0

PROPOSAL NO. 647, 2004 (Special Resolution)

INTRODUCED: 10/25/2004 BY: Councillors Borst, Cockrum, Day and Speedy

REFERRED TO: Rules and Public Policy Committee

DIGEST: opposes the proposed I-69 route through Perry Township

COMMITTEE ACTION:

11/16/2004 Do Pass 4-4 (failed)

PROPOSAL NO. 676, 2004 (General Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Pfisterer

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to require that egress from exit stairwells not be restricted on intervening floors

COMMITTEE ACTION:

11/17/2004 Postpone until 1/26/2005 7-0

PROPOSAL NO. 688, 2004 (General Ordinance)

INTRODUCED: 11/15/2004 BY: Councillor Franklin

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls for Lantern Road and Lantern Forest Court (District 12)

COMMITTEE ACTION:

12/09/2004 Postponed 5-0

PROPOSAL NO. 716, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: reappoints Leland Thomas to the County Property Tax Assessment Board of Appeals

COMMITTEE ACTION:

12/07/2004 Postpone until January 18, 2005 5-0

PROPOSAL NO. 720, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reappoints Tom Alvarez to the Animal Care and Control Board

PROPOSAL NO. 721, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reappoints Robert Brown to the Public Safety Board

COMMITTEE ACTION:

11/17/2004 Postpone until 12/15/2004 7-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 724, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Works Committee

DIGEST: reappoints Tony Buford to the Board of Public Works

COMMITTEE ACTION:

12/09/2004 Tabled 4-1

PROPOSAL NO. 732, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Metropolitan Development Committee

DIGEST: reappoints Bruce Curry to the Metropolitan Board of Zoning Appeals, Division II

COMMITTEE ACTION:

11/22/2004 Tabled 4-0

PROPOSAL NO. 737, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: reappoints Dr. Edward Wheeler to the Indianapolis-Marion County Forensic Board

COMMITTEE ACTION:

11/17/2004 Postpone until 12/15/2004 7-0

PROPOSAL NO. 741, 2004 (Council Resolution)

INTRODUCED: 11/15/2004 BY: Councillors Gray, Boyd and Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: reappoints Doris A. Sadler to the Information Technology Board

COMMITTEE ACTION:

12/07/2004 Postpone until January 18, 2005 5-0